

**ARKANSAS PROFESSIONAL BAIL BOND COMPANY AND PROFESSIONAL  
BAIL BONDSMAN LICENSING BOARD  
April 13, 2007**

Chairman Smith called the meeting to order at 9:03 a.m.

Roll call was taken. The following members were present: Don Smith, Frank Sturgeon, Marc Oudin, Eugene Reynolds, Phyllis Carruth. Curt Clark was absent. (The judicial position is vacant) Also present were board counsel, Assistant Attorney General Nancy Pryor; Executive Director, Tommy Reed; Board staff, and members of the audience.

Following a review of the Board Minutes for March 9, 2007, Mr. Sturgeon moved to approve the minutes as presented; second by Mr. Oudin. The Chair called for discussion; hearing none the matter was put to a voice vote. The motion carried.

Mr. Reed asked the Board to consider having the minutes consist of a verbatim transcript of the meetings prepared by a court reporter rather than the current system where the minutes consist of a summarization/characterization of the proceedings prepared by the Executive Director. He noted it was the practice of some boards to have verbatim transcripts prepared. Ms. Pryor agreed and noted it was the Board's choice. After discussion, it was determined to continue with the current practice.

**OLD BUSINESS**

**Transfers/Suspensions/Reinstatements:**

A report was provided for information purposes: Three (3) transfer requests were submitted and granted during the month. There were five (5) agent suspensions pursuant to notice of termination or resignation from companies.

Mr. Reynolds noted he was concerned about transfers of some agents "not even prepared to be agents." He expressed dissatisfaction with the transfer of Billy Johnson's license. It was noted that an informal hearing had resulted in a \$500 fine being assessed to Mr. Johnson for failing to timely report bonds to the bond company. Mr. Reynolds stated he was not questioning the decision in the hearing and did not intend to appeal rather he wanted the Board to know that some agents should be terminated rather than being transferred. He expressed his opinion that Mr. Johnson would be before the Board soon.

**Forfeitures - Open:**

The Open Forfeiture Report was presented for review. The chair invited comment or discussion. Mr. Reed noted a \$50,000 judgment for Manuel Bail Bond Co., Inc. due May 7, 2007. He noted a \$20,000 judgment against Z-Zoom on the list. He also noted that just because a judgment was listed did not mean there was or would be a problem. Following discussion, the Chair opened the floor for motions.

Mr. Sturgeon moved to suspend those licensees whose forfeitures were not timely paid between April 13, 2007 and the May 11, 2007 regular board meeting. Ms. Carruth seconded. The Chair called for discussion. There was none and the matter was put to a voice vote. The motion carried.

**Past Due Forfeitures:**

The Past Due Forfeiture Report was presented for review. The Chair invited comment or discussion. Mr. Reed noted Crittenden Co. had notified the Board of an agreement on Manuel judgments and that orders of satisfaction would be provided when available.

1  
2 He advised that Manuel's civil suit in Phillips Co. concerning a \$100,000 judgment had been  
3 dismissed and the stay of execution on the judgment had been lifted. However, Manuel appealed  
4 the dismissal and the Court had re-instated the stay of execution on the judgment. There was no  
5 further discussion and the Board proceeded.

6  
7 **Legislative Update:**

8 A summary of legislation enacted and bills filed was provided for information purposes. The  
9 Chair called for discussion. Hearing none, the Board proceeded to New Business.

10  
11 **NEW BUSINESS**

12 **March Vouchers Paid:**

13 A report of vouchers paid in March, 2007 was provided for information purposes. Chairman  
14 Smith invited questions or discussion. There was no comment, question, or discussion and the  
15 Board proceeded.

16  
17 **License Approvals:**

18 One (1) bondsman application was submitted for approval and fifteen (15) applications were  
19 submitted for tentative approval pending receipt and approval of necessary documentation. Mr.  
20 Sturgeon moved to approve the applications, including tentative applications. Mr. Reynolds  
21 seconded. The Chair called for discussion or comments; hearing none, the motion was put to a  
22 vote. The motion carried with none opposed

23  
24 **Matter of New Business not on agenda:**

25 Mr. Reed asked the Board to consider appointment of a committee to prepare guidelines for  
26 audits/reviews of company liability as reported on quarterly reports and explained why he was  
27 making the request. Mr. Oudin offered, with the Board's approval, to contact the Association and  
28 get with the Executive Director to get input and review the issues in order to come up with  
29 something reasonable. Mr. Oudin noted he would try to get as many people involved as are  
30 interested.

31  
32 **Public Comments:**

33 The Chairman opened the floor for public comments. There were no comments and the Board  
34 continued to scheduled hearings.

35  
36 **Hearings:**

37 **APBBLB v. Bill's Bail Bonds, Inc./William E. Fagan, APBBLB #06-042**

38 Respondent requested the matter be continued to the June meeting due to the fact his counsel was  
39 unable to be present because of conflict with his calendar. Respondent agreed no license would  
40 issue until the matter was resolved. After discussion, the Chair called for motions. Motion by Mr.  
41 Sturgeon to continue the matter to the June meeting and no license to issue until the matter is  
42 resolved. Second was by Mr. Reynolds. The matter carried on voice vote.

43  
44 **Proposed Rule Change – Rule 1, Section 20**

45 The hearing was postponed due to the fact that companies had not been notified by the Executive  
46 Director of the proposed rule change. The Executive Director was directed send the proposed rule  
47 changes to companies and publish notice of the public hearing to be held June 8, 2007 as required

48  
49 Submitted for approval: This 11th day of May, 2007, \_\_\_\_\_

50 Chairman Don Smith